GOVERNMENT OF MYSORE.

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT (LABOUR)

Labour Dispute.—Industrial Dispute between the Workmen and the Management of Kondad Khan Estate, Chickmagalur District.

Award of the Labour Court, Bangalore—Published.

Read the following papers :—

(1) Letter No. 1206/67-68, dated 16th January 1968 from Shri P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

IN THE COURT OF THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 16th day of January 1968

Present :

Shri P. T. Kadkol, B.Sc., LL.B. ... *Presiding Officer.*

Reference No. 9 of 1967.

Workmen represented by the Secretary, Mysore Thotta Tholilalar Munnetra Sangham, Jayapura, Chickmagalur District.
First Party.

Vs.

The Management of Kondadkhan Estate, Chickmagalur District ... *Second Party.*

Reference : Government Order No. LMA 383 LLD 66, dated 6th February 1967.

AWARD

The Government of Mysore being of opinion that an Industrial dispute exists between the Workmen and the Management of Kondadkhan Estate, Karadykhan Post, Chickmagalur District, have referred it to this Court for adjudication under Section 10 (1) (*c*) of the Industrial Disputes Act, 1947, by their Order No. LMA 383 LLD 66, dated 6th February 1967, setting out the following points of dispute for adjudication :—

"Whether the Management of Kondadkhan Estate, Karadykhan Post (*via*) Sangameswarpet, Chickmagalur are justified in refusing work to all these

workers, *viz.*, (1) Sri Ananda, (2) Sri Manikam, (3) Sri Ramaswamy, (4) Sri Pavai, (5) Sri Armugam, (6) Sri Muttayan, (7) Jaya, (8) Doraiswamy and (9) Smt. Mallamma with effect from 4th May 1965? If not, are these workers entitled to get reinstatement with back wages and continuity of service with effect from that date or other relief if any?"

2. The cause of the nine aggrieved workers has been sponsored by the Mysore Thotta Tholilalar Munnetra Sangham, Jayapur, Chickmagalur District. This Union, as representing the workmen, is the First Party and the Management of Kondadkhan Estate, is the Second Party in this proceeding.

3. The Union has submitted its statement of claims and the Management has submitted its statement of objections. But on August 2nd, 1967, a letter dated 27th July 1967 was received by Registered Post, signed by the representatives of both parties stating that the dispute between them had been settled out of court and hence the Reference was not pressed and an Award be made accordingly. I directed the issue of a notice to both parties to submit their say regarding the letter dated 27th July 1967. The parties took some adjournments. Finally the case was fixed on 9th January 1968 directing the parties to submit their say. Notices were served on both parties. On that day a letter has been received from the First Party requesting that an Award be made between the parties as per settlement dated 27th July 1967 annexed thereto and about which a request had been made jointly by both the parties already. None appeared for the management. The settlement dated 27th July 1967 has been signed by Mr. Ramdas appearing for the Management. Hence I mark the settlement memo dated 27th July 1967 as Ex. A. Under this settlement one worker by name Anandan is to receive Rs. 200 and another worker by name Manickam is to receive Rs. 180 from the Management. The demands of the remaining seven workers are not pressed. Considering the pleadings submitted by the parties, I am of the view that this settlement is fair, reasonable and proper. So I accept it and make an Award as under :—

AWARD.

Reference is accepted. An Award is made between the parties as per the joint memorandum of settlement marked Ex. A, which

should be annexed to this Award and be deemed as forming part thereof. No order as to costs.

P. T. KADKOL,
Presiding Officer.
Labour Court Bangalore.

"COPY"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore

Representing the Union—

1. Sri V. Athisesban,
   Secretary,
   Mysore Thotta Tholilalar Munnetra Sangam,
   Jayapuram.
2. Sri P. P. Subramaniam,
   Joint Secretary,
   Mysore Thotta Tholilalar Munnetra Sangam,
   Jayapura P.O.

Representing the Management

1. Sri K. Ramadas,
   Asst. Secretary,
   Mysore State Planters' Association,
   Chikmagalur.

Memo of Settlement

Both the above parties agree that the dispute in reference No. 9 of 1967 pending before the Labour Court, Bangalore shall be mutually settled as per the following terms:

1. Sri Anandan is to be paid a lumpsum of Rs. 200 (Rupees two hundred only).
2. Sri Manickam is to be paid a lumpsum of Rs. 180 Rupees one hundred and eighty only).
3. The Union does not press for the reinstatement with back wages of Anandan and Manickam as well as the seven other workmen for whom similar relief is sought in reference No. 9 of 1967 and this settlement is in full and final settlement of the claims in Reference No. 9 of 1967.